

CONGRESSIONAL RECORD SUMMARY

Friday, November 9, 2001

SENATE

Measure Introduced:

S. 1672. A bill to prevent terrorist hoaxes and false reports; to the Committee on the Judiciary.

"... The legislation I propose builds on proposals by other Senators on both sides of the aisle, including Senator Leahy, Senators Biden and Hatch, and Senators Schumer and DeWine. There are two things that distinguish the legislation I propose, and I want to highlight those. First, my proposal includes 'findings' about the need for this legislation. In recent decisions holding that Federal laws are not proper exercises of Congress's 'commerce clause' power and therefore are not constitutional, the Supreme Court has said that 'findings' about a real Federal need are important. Although I don't agree with those recent cases, I want to do everything I can to make sure this statute is upheld in the courts. The addition of findings is one way to do that while still enacting the ban we need..."

Edwards

Pages S 11660, S 11661

S.J. Res. 28. Budget and Emergency Deficit--Agreement:

A unanimous-consent-time agreement was reached providing for consideration of S.J. Res. 28, suspending certain provisions of law pursuant to section 258(a)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985, at 10:30 a.m., on Tuesday, November 13, 2001, with a vote on final passage of the resolution to occur following the vote on confirmation of the nomination of Edith Brown Clement.

Pages S 11647, D 1125

Nomination--Agreement:

A unanimous-consent agreement was reached providing that the debate time on the nomination of Edith Brown Clement, of Louisiana, to be United States Circuit Judge for the Fifth Circuit, be changed to begin at 4:45 p.m. on Tuesday, November 13, 2001, with the vote on confirmation of the nomination to occur at 5 p.m.

Pages S 11647, D 1125

Executive Communications:

EC-4565. A communication from the Attorney General, *transmitting, the Department of Justice Strategic Plan for Fiscal Years 2001-2006*; to the Committee on the Judiciary.

Page S 11659

EC-4575. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, *transmitting, pursuant to law, the Annual Report for the Office of Justice Programs for Fiscal Year 2000*; to the Committee on the Judiciary.

Page S 11660

Committee Meetings:

Committee on the Budget: On Thursday, November 8, committee ordered unfavorably reported **S.J. Res. 28**, suspending certain provisions of law pursuant to section 258(a)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Committee on Finance: On Thursday, November 8, committee ordered favorably reported **H.R. 3090**, to provide tax incentives for economic recovery, with an amendment in the nature of a substitute entitled "*Economic Recovery and Assistance for American Workers Act.*"

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Congressional Program Ahead. Week Of November 12 Through November 17, 2001:

Committee on Banking, Housing, and Urban Affairs: 11/14/01 @ 2:30 p.m. Subcommittee on International Trade and Finance, to hold hearings to examine hawala--referring a creditor to a third party to receive his/her money; and underground terrorist financing mechanisms. SD-538.

Committee on Environment and Public Works: 11/14/01 @ 2:00 p.m. Subcommittee on Superfund, Toxics, Risk, and Waste Management, to hold hearings on **S. 1602**, to help protect the public against the threat of chemical attack. SD-406.

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Committee on Governmental Affairs: 11/13/01 @ 9:30 a.m. Permanent Subcommittee on Investigations, to hold hearings to examine how the Immigration and Naturalization Service processes persons arrested for illegal entry into the U.S. outside ports of entry. SD-342.

Committee on Governmental Affairs: 11/14/01 @ 9:15 a.m. Full Committee, business meeting to consider pending calendar business. SD-342.

Committee on Governmental Affairs: 11/14/01 @ 10:30 a.m. Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, with the Committee on Governmental Affairs, to hold joint hearings to examine improvement processes concerning airline security. SD-342.

Committee on the Judiciary: 11/13/01 @ 10:00 a.m. To hold hearings to examine homeland defense issues, focusing on sharing information with local law enforcement. SD-226.

Committee on the Judiciary: 11/14/01 @ 10:00 a.m. Subcommittee on Technology, Terrorism, and Government Information, to hold hearings to examine new technologies for terrorism prevention, focusing on biometric identifiers. SD-226.

Committee on Rules and Administration: 11/15/01 @ 9:00 a.m. To hold hearings to examine the Capitol Police Board's Capitol Perimeter Security Plan and other matters involving security for the Capitol complex. SR-301.

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HOUSE

Bills Introduced:

H.R. 3272. A bill to *establish the Office of World Trade Center Attack Claims to pay claims for injury to businesses and property suffered as a result of the attack on the World Trade Center in New York City* that occurred on September 11, 2001, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Nadler

Page H 8034

H.R. 3275. A bill to implement the International Convention for the Suppression of Terrorist Bombings *to strengthen criminal laws relating to attacks on places of public use*, to implement the International Convention of the Suppression of the Financing of Terrorism, to combat terrorism and defend the Nation against terrorist acts, and for other purposes; to the Committee on the Judiciary.

Smith

Page H 8034

Reports Filed:

Reports were filed today as follows:

H.R. 2985, to amend the Federal Trade Commission Act to *increase civil penalties* for violations involving certain proscribed acts or practices that exploit popular reaction to an emergency or major disaster declared by the President, and to *authorize the Federal Trade Commission to seek civil penalties* for such violations in actions brought under section 13 of that Act (House Report 107-276);

Pages H 8034, D 1126

Conference report on H.R. 2500, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002 (House Report 107- 278).

Pages H 7986-H 8033, H 8034, D 1126

See Page H 8025: TITLE III—THE JUDICIARY

The conference agreement provides \$3,591,116,000 for the salaries and expenses of the Courts of Appeals, District Courts and Other Judicial Services, instead of \$3,631,940,000 as provided in the House bill and \$3,559,012,000 as provided in the Senate bill. The agreement does not include Senate bill language related to court operations in Wyoming. The conference agreement adopts, by reference, House report language with respect to non-appropriated funds and workload. The conference agreement adopts, by reference, Senate report language requesting a study for the Committees on Appropriations by no later than February 1, 2002, on whether changes in the jury system may be necessary, to be prepared by the Administrative Office of the U.S. Courts.

The conference agreement includes \$220,677,000 for the Federal Judiciary's Court Security Account, instead of \$224,433,000 as provided in the House bill and \$209,762,000 as provided in the Senate bill...

The conference agreement includes \$61,664,000 for the Administrative Office of the United States Courts, instead of \$60,029,000 as provided in the House bill and \$58,212,000 as provided in the Senate bill. The conference agreement adopts, by reference, House report language. It does not include Senate report language regarding captioning initiatives...

Reports Filed (Cont'd.):

See Pages S 8032-3: TITLE VI—GENERAL PROVISIONS

Sec. 625.--The conference agreement includes section 625, proposed in the Senate bill as section 608, which makes permanent a provision that prohibits the use of funds to increase the salary of a Federal

judge or Justice of the Supreme Court, except as may be specifically authorized by Act of Congress. The House bill did not include a provision on this matter...

Committee Meeting:

Committee on Government Reform: Subcommittee on Government Efficiency, Financial Management, and Intergovernmental Relations held a hearing on *“Computer Security in the Federal Government: How do the Agencies Rate?”*

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Congressional Program Ahead. Week Of November 12 Through November 17, 2001:

Committee on Energy and Commerce, 11/15/01 @ 10:00 a.m. Hearing on bioterrorism and proposals to combat terrorism. 2123 Rayburn.

Committee on Energy and Commerce, 11/15/01 @ 1:00 p.m. Subcommittee on Commerce, Trade, and Consumer Protection, hearing entitled *“Cyber Security: Private-Sector Efforts Addressing Cyber Threats.”* 2322 Rayburn.

Committee on Government Reform, 11/13/01 @ 9:30 a.m. Subcommittee on Government Efficiency, Financial Management and Intergovernmental Relations, the Subcommittee on Criminal Justice, Drug Policy and Humans Resources, and the Subcommittee on National Security, Veterans Affairs and International Relations, joint hearing on *“Law Enforcement: Are Federal, State and Local Agencies Working Together Effectively?”* 2154 Rayburn.

Committee on Government Reform, 11/16/01 @ 10:00 a.m. Subcommittee on Government Efficiency, Financial Management, and Intergovernmental Relations, hearing on *“Does America Need A National Identifier?”* 2154 Rayburn.

Committee on the Judiciary, 11/14/01 @ 10:00 a.m. Subcommittee on Crime, hearing on the implementation legislation for the International Convention for the Suppression of Terrorist Bombings and the International Convention for the Suppression of the Financing of Terrorism; followed by markup of **H.R. 3209**, Anti-Hoax Terrorism Act of 2001. 2237 Rayburn.

Committee on the Judiciary, 11/15/01 @ 10:00 a.m. *Subcommittee on Courts, the Internet, and Intellectual Property, oversight hearing on the Operations of Field Judicial Misconduct and Rescue Statutes.* 2141 Rayburn.

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Committee on the Judiciary, 11/15/01 @ 2:00 p.m. Subcommittee on Immigration and Claims, hearing on **H.R. 3231**, Immigration Reform and Accountability Act of 2001. 2237 Rayburn.

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Congressional Program Ahead. Week Of November 12 Through November 17, 2001 (Cont'd.):

Committee on the Judiciary, 11/16/01 @ 10:00 a.m. Subcommittee on the Constitution, hearing on **H.J. Res. 14**, *proposing an amendment to the Constitution of the United States* regarding regulations on the amounts of expenditures of personal funds made by candidates for election for public office. 2237 Rayburn.

Committee on Rules, 11/13/01 @ 4:00 p.m. Hearing on the President's "*Freedom to Manage*" Initiative. H-313 Capitol.

Committee on Rules, 11/13/01 @ 5:30 p.m. *To consider the conference report to accompany H.R. 2500, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002. H-313 Capitol.*

Permanent Select Committee on Intelligence, 11/15/01 @ 10:00 a.m. Subcommittee on Terrorism and Homeland Security, executive, hearing on FBI Information Sharing. H-405 Capitol.

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Next SENATE MEETING: Tuesday, 10:30 a.m., November 13, 2001.

Next HOUSE MEETING: Tuesday, 12:30 p.m., November 13, 2001.

OLA: S. Schwarz (Smith)